



S&H Form: (10/08)
Attorney Docket No. 1793.1170

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Byung-youn SONG et al.

Application No.: 10/765,127

Group Art Unit: 2627

Filed: January 28, 2004

Examiner: David Donald Davis

For: TILT DRIVE OPTICAL PICKUP ACTUATOR HAVING A REDUCED NUMBER OF
MAGNETS AND OPTICAL RECORDING AND/OR REPRODUCING APPARATUS
USING THE SAME AND METHOD

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Attention: After Final

Sir:

Applicants hereby appeal to the Board from the decision of the Primary Examiner mailed
October 16, 2008 finally rejecting claims 22, 23, 25, 46 and 47.

The items checked below are appropriate:

1. EXTENSION OF TIME PETITION AND FEE

— Attached is a petition for a -month extension of time
for reply to the final rejection. \$

2. APPEAL FEE

X Other than a small entity 540.00

TOTAL FEE \$ 540.00

3. PAYMENT

X Check attached for the total fee of \$ 540.00.

X Charge Account 19-3935 for any fee deficiency.

Respectfully submitted,

STAAS & HALSEY LLP

Dated: Jan 16, 2009

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